

Docket No.: 3369-A

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or a joint inventor (if plural names are listed below) of the invention entitled

**METHODS OF TREATMENT USING AN INHIBITOR OF EPIDERMAL GROWTH FACTOR RECEPTOR**

which is described and claimed in the specification which:

- ☐ is attached hereto.
- ☒ was filed on November 13, 2003  
as Application Serial No. 10/712,122  
and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)			
Country	Application Number	Filing Date (day, month, year)	Priority Claimed

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION(S)	
Application Number	Filing Date (day, month, year)
60/426,578	November 15, 2002

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of this application is not disclosed in the prior United States application

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**DECLARATION AND POWER OF ATTORNEY (cont'd)**

in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the filing date of this application:

PRIOR U.S. APPLICATIONS		
APPLICATION SERIAL NO.	FILING DATE	STATUS

Power of Attorney: As a named inventor I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Steven M. Odre (Reg. No. 29,094), Stuart L. Watt (Reg. No. 32,511), Ron K. Levy (Reg. No. 31,539), Michael K. Kirschner (Reg. No. 34,851), Christine M. Bellas (Reg. No. 34,122), Scott N. Bernstein (Reg. No. 38,827), Joseph W. Bullock (Reg. No. 37,103), Robert R. Cook (Reg. No. 31,602), Monique L. Cordray (Reg. No. 34,802), Joan D. Eggert (Reg. No. 32,980), Kathleen Fowler (Reg. No. 40,611), Timothy J. Gaul (Reg. No. 33,111), Janis C. Henry (Reg. No. 34,347), MarySusan Howard (Reg. No. 38,729), Petrina S. Hsi (Reg. No. 38,496), James E. Klaniecki (Reg. No. 38,207), Matthew W. Knight (Reg. No. 36,846), Nathan A. Machin (Reg. No. 47,763), Randolph N. Mohr (Reg. No. 45,590), Kimberlin L. Morley (Reg. No. 35,391), Karen L. Nicastro (Reg. No. 35,968), Nancy A. Oleski (Reg. No. 34,688), Patricia A. Perkins (Reg. No. 34,693), Richard V. Person (Reg. No. 42,991), Robert Ramos (Reg. No. 37,915), David B. Ran (Reg. No. 38,589), Prabhakar G. Reddy (Reg. No. 47,890), Robert L. Sharp (Reg. No. 45,609), Diana K. Sheiness (Reg. No. 35,356), Julie K. Smith (Reg. No. 38,619), Suzanne A. Sprunger (Reg. No. 41,323), Rosemary Sweeney (Reg. No. 52,264), Paul B. Tran (Reg. No. 41,565), Frank S. Ungemach (Reg. No. 34,449), Wendy A. Whiteford (Reg. No. 36,964), Robert B. Winter (Reg. No. 34,458), Thomas D. Zindrick (Reg. No. 32,185), said attorney(s)/agent(s) to have in addition full power of substitution and revocation, including the power to revoke any power herein granted.

Please send all future correspondence to:

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Direct Telephone Calls To:

Rosemary Sweeney  
Attorney/Agent for Applicant  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

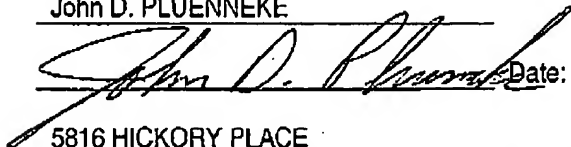
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## DECLARATION AND POWER OF ATTORNEY (cont'd)

Full Name of Sole  
or First Inventor:

John D. PLUENNEKE

Inventor's Signature:



Date:

3/26/04

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Citizenship:

Full Name of Third  
Joint Inventor, if Any:

Inventor's Signature:

Date:

Residence and  
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Citizenship:

Full Name of Fourth  
Joint Inventor, if Any:

Inventor's Signature:

Date:

Residence and  
Post Office Address:

(Address, City, State, Zip Code, Country)

Citizenship: